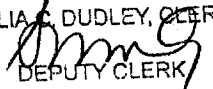


JUL 17 2014

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA C. DUDLEY, CLERK  
BY:   
DEPUTY CLERK

ROBERT EDWARD LEE SHELL,	)	CASE NO. 7:14CV00344
	)	
Petitioner,	)	
v.	)	FINAL ORDER
	)	
	)	
COMMONWEALTH OF VIRGINIA,	)	By: Glen E. Conrad
	)	Chief United States District Judge
Respondent.	)	


In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

that the petitioner's pleading, styled as a "PETITION FOR APPEAL" (ECF No. 1), is hereby **CONSTRUED** as a petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, and **DISMISSED** without prejudice as successive, and this action is stricken from the active docket of the court.

Further, finding that petitioner has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**.

ENTER: This 17<sup>th</sup> day of July, 2014.

  
\_\_\_\_\_  
Chief United States District Judge